

Senate Engrossed

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
Senate
Forty-eighth Legislature
Second Regular Session
2008

CHAPTER 69

SENATE BILL 1274

AN ACT

AMENDING SECTION 41-2405, ARIZONA REVISED STATUTES; RELATING TO THE ARIZONA
CRIMINAL JUSTICE COMMISSION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 41-2405, Arizona Revised Statutes, is amended to
3 read:

4 41-2405. Arizona criminal justice commission; powers and
5 duties; staff

6 A. The Arizona criminal justice commission shall:

7 1. Monitor the progress and implementation of new and continuing
8 criminal justice legislation.

9 2. Facilitate research among criminal justice agencies and maintain
10 criminal justice system information.

11 3. Facilitate coordinated statewide efforts to improve criminal
12 justice information and data sharing.

13 4. Prepare for the governor a biennial criminal justice system review
14 report. The report shall contain:

15 (a) An analysis of all criminal justice programs created by the
16 legislature in the preceding two years.

17 (b) An analysis of the effectiveness of the criminal code, with a
18 discussion of any problems and recommendations for revisions if deemed
19 necessary.

20 (c) A study of the level of activity in the several areas of the
21 criminal justice system, with recommendations for redistribution of criminal
22 justice revenues if deemed necessary.

23 (d) An overall review of the entire criminal justice system including
24 crime prevention, criminal apprehension, prosecution, court administration
25 and incarceration at the state and local levels as well as funding needs for
26 the system.

27 (e) Recommendations for constitutional, statutory and administrative
28 revisions that are necessary to develop and maintain a cohesive and effective
29 criminal justice system.

30 5. Provide supplemental reports on criminal justice issues of special
31 timeliness.

32 6. In coordination with other governmental agencies, gather
33 information on programs that are designed to effectuate community crime
34 prevention and education using citizen participation and on programs for
35 alcohol and drug abuse prevention, education and treatment and disseminate
36 that information to the public, political subdivisions, law enforcement
37 agencies and the legislature.

38 7. Make recommendations to the legislature and the governor regarding
39 the purposes and formula for allocation of fund monies as provided in section
40 41-2401, subsection D and section 41-2402 through the biennial agency budget
41 request.

42 8. Adopt rules for the purpose of allocating fund monies as provided
43 in sections 41-2402 and 41-2407 that are consistent with the purposes set
44 forth in those sections and that promote effective and efficient use of the
45 monies.

1 9. Make reports to the governor and the legislature as they require.

2 10. Oversee the research, analysis, studies, reports and publication of
3 crime and criminal justice statistics prepared by the Arizona statistical
4 analysis center, which is an operating section of the criminal justice
5 commission.

6 11. Prepare an annual report on law enforcement activities in this
7 state funded by the drug enforcement account or the criminal justice
8 enhancement fund and relating to illicit drugs and drug related gang
9 activity. The report shall be submitted by October 31 of each year to the
10 governor, the president of the senate and the speaker of the house of
11 representatives. The report shall include:

12 (a) The name and a description of each law enforcement program dealing
13 with illegal drug activity or street gang activity, or both.

14 (b) The objective and goals of each program.

15 (c) The source and amount of monies received by each program.

16 (d) The name of the agency or entity that administers each program.

17 (e) The effectiveness of each program.

18 12. COMPILE AND DISSEMINATE INFORMATION ON BEST PRACTICES FOR COLD CASE
19 INVESTIGATIONS, INCLUDING EFFECTIVE VICTIM COMMUNICATION PROCEDURES. FOR THE
20 PURPOSES OF THIS PARAGRAPH, "COLD CASE" MEANS A HOMICIDE OR A FELONY SEXUAL
21 OFFENSE THAT REMAINS UNSOLVED FOR ONE YEAR OR MORE AFTER BEING REPORTED TO A
22 LAW ENFORCEMENT AGENCY AND THAT HAS NO VIABLE AND UNEXPLORED INVESTIGATORY
23 LEADS.

24 B. The Arizona criminal justice commission may, as necessary to
25 perform its functions:

26 1. Request any state or local criminal justice agency to submit any
27 necessary information.

28 2. Form subcommittees, make studies, conduct inquiries and hold
29 hearings.

30 3. Employ consultants for special projects and such staff as deemed
31 necessary or advisable to carry out this section.

32 4. Delegate its duties to carry out this section, including:

33 (a) The authority to enter into contracts and agreements on behalf of
34 the commission.

35 (b) The authority to appoint, hire, terminate and discipline all
36 personnel of the commission including consultants.

37 5. Establish joint research and information facilities with
38 governmental and private agencies.

39 6. Accept and expend public and private grants of monies, gifts and
40 contributions and expend, distribute or allocate monies appropriated to it
41 for the purpose of enhancing efforts to investigate or prosecute and
42 adjudicate any crime and to implement this chapter.

APPROVED BY THE GOVERNOR APRIL 22, 2008.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 22, 2008.